

City of Killeen
Regular City Council Meeting
Killeen City Hall
June 9, 2015 at 5:00 p.m.

Presiding: Mayor Scott Cospers

Attending: Mayor Pro-Tem Jose Segarra, Council members Jim Kilpatrick, Shirley Fleming, Brockley Moore, Jonathan Okray

Absent: Juan Rivera and Elizabeth Blackstone

Also attending were City Manager Glenn Morrison, City Attorney Kathryn Davis, City Secretary Dianna Barker, and Sergeant-at-Arms McDaniel.

Councilmember Okray gave the invocation, and Mayor Pro-Tem Segarra led everyone in the pledge of allegiance.

Approval of Agenda

Motion was made by Mayor Pro-Tem Segarra to approve the agenda as written. Motion seconded by Councilmember Moore. The motion carried unanimously.

Minutes

Motion was made by Councilmember Kilpatrick to approve the minutes of the May 26th Regular City Council Meeting. Motion was seconded by Councilmember Okray. Motion carried unanimously.

Resolutions

RS-15-025 Consider a memorandum/resolution appointing an independent audit for the fiscal year ending September 30, 2015.

Staff comments: Amanda Wallace

City staff and the Audit Committee recommend that Weaver LLP be engaged to perform the annual independent audit for the City of Killeen for the fiscal year ending September 30, 2015, and that the City Manager be authorized to contract for professional services provided by Weaver LLP, to include the approval of any necessary change orders meeting state law and charter requirements.

Motion was made by Councilmember Moore to approve RS-025. Motion was seconded by Councilmember Fleming. Motion carried unanimously.

RS-15-026 Consider a memorandum/resolution authorizing the award of a professional services agreement to Kasberg, Patrick & Associates, LP, to design the Water Line Rehabilitation Phase 1 Project.

Staff comments: Steve Kana

Staff recommends that the City Council authorize the City Manager to enter into an agreement with KPA for a professional services agreement for the design and contract administration of the Water Line Rehabilitation Phase 1 Project in the amount of \$149,060.00 and that the City Manager be expressly authorized to execute any and all change orders within the amounts set by state and local law.

Motion was made by Councilmember Fleming to approve RS-026. Motion was seconded by Mayor Pro-Tem Segarra. Motion carried unanimously.

- RS-15-027** Consider a memorandum/resolution appointing Councilmembers to various boards and commissions.
Staff comments: Glenn Morrison
It is recommended that the City Council appoint the individuals listed below to fill vacancies.
One additional committee, The Audit Committee: Mayor Pro-Tem Segarra to replace Wayne Gilmore
Animal Advisory: Shirley Fleming to replace Wayne Gilmore
Killeen Sister Cities: Jonathan Okray to replace Steve Harris
KEDC: Juan Rivera to replace Terry Clark
Hill Country Transit: Jim Kilpatrick to replace Terry Clark
TIRZ#2: Brockley Moore to replace Wayne Gilmore and Jim Kilpatrick to replace Terry Clark
KVI: Jim Kilpatrick to replace Jose Segarra

Motion was made by Councilmember Okray to approve RS-027. Motion was seconded by Councilmember Kilpatrick. Motion carried unanimously.

- RS-15-028** Consider a petition submitted by the Killeen Independent School District (KISD) requesting the extension of the corporate city limits of the City of Killeen, by annexing 32.757 acres located along the east right-of-way of Bunny Trail, approximately 2,460 feet south of W. Stan Schlueter Loop, Killeen, Texas.
Staff comments: Tony McIlwain
Staff recommends that the City Council approve the applicant's petition for the voluntary annexation of 32.757 acres into the corporate limits of the City of Killeen, and direct the City Manager to have an annexation ordinance prepared. If the petition is granted, it is requested that the City Council take action on an ordinance extending the corporate city limits at a regular meeting of June 23, 2015.

Motion was made by Mayor Pro-Tem Segarra to approve RS-028. Motion was seconded by Councilmember Moore. Motion carried unanimously.

- RS-15-029** Consider a memorandum/resolution amending Exhibit F - Offsite Utility Plan included with the consent and development agreement between the City of Killeen, Bell County Municipal Utility District, No. 2, and WBW Land Investments, LP.
Staff comments: Scott Osburn
City staff recommends that City Council authorize amending the Agreement substituting the attached "Exhibit F - Offsite Utility" plan for the "Exhibit F - Offsite Utility" plan in the Agreement as the existing exhibit was based on displaying connectivity to the City's water and sanitary sewer system, rather than actual preliminary engineering analysis and that the City Manager be authorized to execute the same.

Motion was made by Councilmember Kilpatrick to approve RS-029. Motion was seconded by Councilmember Fleming. Motion carried 4 to 1 with Councilmember Okray in opposition.

RS-15-030 Consider a memorandum/resolution authorizing a purchase agreement with APAC Wheeler for Type B Hot Mix Asphalt through the TXSmartbuy Cooperative.

Staff comments: Scott Osburn

City staff recommends that the City Council award purchase contract to APAC Wheeler for the purchase of Type B Hot Mix Asphalt; authorize the City Manager to enter into a contract with the same; and, finally, authorize the City Manager to execute any and all change orders in the amounts established by state and local law.

Motion was made by Councilmember Okray to approve RS-030. Motion was seconded by Councilmember Kilpatrick. Motion carried unanimously.

Ordinances

OR-15-006 Consider an ordinance amending Chapter 28 of the Code of Ordinances of the City of Killeen exempting disabled veterans and certain military award recipients from parking fees at the Killeen-Fort Hood Regional Airport as allowed in Section 681.008(b) of the Texas Transportation Code.

The City Secretary read the caption of the ordinance.

AN ORDINANCE AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES OF THE CITY OF KILLEEN; ADOPTING SECTION 681.008(b) OF THE TRANSPORTATION CODE; PROVIDING FOR EXEMPTIONS FOR CERTAIN VETERANS AND MILITARY AWARD RECIPIENTS FROM PARKING FEES; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

Staff comments: Matthew Van Valkenburgh

City staff recommends adoption of the proposed ordinance amending Chapter 28 of the Code of Ordinances of the City of Killeen, adopting the provisions of Section 681.008(b) of the Transportation Code and providing an exemption from parking fees at the Killeen-Fort Hood Regional Airport for certain veterans and military award recipients.

Citizen comment: John Evans, 612 Turtle Bend Dr. – spoke in favor of the ordinance.

Motion was made by Councilmember Kilpatrick to approve OR-006. Motion was seconded by Councilmember Moore. Motion carried 4 to 1 with Councilmember Okray in opposition.

OR-15-010 Consider an ordinance amending the Comprehensive Plan's Future Land Use Map (FLUM) for southeast Killeen and a portion of the extra-territorial jurisdiction (ETJ) south of Chaparral Road.

The City Secretary read the caption of the ordinance.

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN'S FUTURE LAND USE MAP FOR VARIOUS PROPERTIES LOCATED SOUTH OF STAGECOACH ROAD, EAST

OF S. FORT HOOD STREET (S.H. 195), WEST OF THE KILLEEN EASTERN CITY LIMITS AND EXTENDING SOUTH OF CHAPARRAL ROAD INTO THE EXTRA-TERRITORIAL JURISDICTION (ETJ) OF THE CITY OF KILLEEN; PROVIDING A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

Staff comments: Tony McIlwain

The Planning and Zoning Commission and joint City Council/ Planning and Zoning Commission subcommittee recommends amending the Future Land Use Map as detailed in Exhibit 'A'. This recommendation is consistent with the Planning and Zoning Commission's previous FLUM recommendation for the southeast quadrant of Killeen and its extra-territorial jurisdiction (ETJ).

Motion was made by Councilmember Okray to approve OR-010. Motion was seconded by Mayor Pro-Tem Segarra. Motion carried unanimously.

Public Hearings

PH-15-022 HOLD a public hearing and consider an ordinance authorizing the 2015-2019 Consolidated Strategic Plan submission and the 2015-2016 Annual Action Plan describing use of funds and authorizing application for and allocation of Community Development Block Grant (CDBG) and Home Investment Partnerships (HOME) program funds. (First of Two Public Hearings)

The City Secretary read the caption of the ordinance.

AN ORDINANCE AUTHORIZING SUBMITTAL OF THE 2015-2019 CONSOLIDATED STRATEGIC PLAN AND THE 2015-2016 ANNUAL ACTION PLAN DESCRIBING THE USE OF FUNDS AND AUTHORIZING THE APPLICATION FOR AND ALLOCATION OF \$932,745.00 IN FY 2015-16 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AND THE USE OF PRIOR YEAR PROGRAM INCOME AND PRIOR YEAR REPROGRAMMABLE FUNDS FOR A TOTAL EXPENDITURE OF \$981,768.05 OF CDBG FUNDS; AND THE APPLICATION OF \$301,726.00 IN HOME INVESTMENT PARTNERSHIP (HOME) PROGRAM FUNDS AND THE USE OF PRIOR YEAR PROGRAM INCOME AND PRIOR YEAR REPROGRAMMABLE FUNDS FOR A TOTAL EXPENDITURE OF \$458,542.19 OF HOME FUNDS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

Staff comments: Leslie Hinkle

Mr. Kosse presented the committees' recommendation of allocation of funds by program description.

Following the first public hearing, recommend approval of the 2015-2019 Consolidated Strategic Plan summary, allocation of funds under the proposed 2015-2016 Annual Action Plan, and the publishing of the proposed plans to solicit citizen comments and participation. Recommend approval of the final plans with revisions, as appropriate, based on citizen comments to be reviewed during the second public hearing on July 14, 2015.

Mayor Cosper opened the public hearing. With no one appearing the public hearing was closed.

Motion was made by Councilmember Moore to approve the first reading of PH-022. Motion was seconded by Councilmember Okray. Motion carried unanimously.

Adjournment

With no further business, upon motion being made by Councilmember Okray, seconded by Councilmember Fleming, and unanimously approved, the meeting was adjourned at 5:32 p.m.

Scott Cospers, Mayor

Dianna Barker, City Secretary